

Message Text

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PAGE 01 GENEVA 01209 01 OF 02 181512Z

ACTION IO-13

INFO OCT-01 ISO-00 IOE-00 INRE-00 SSO-00 NSCE-00 USIE-00
CIAE-00 DODE-00 PM-04 H-01 INR-07 L-03 NSAE-00 NSC-05
PA-01 PRS-01 SP-02 SS-15 DHA-02 EB-08 TRSE-00 AID-05
CU-02 AF-08 ARA-06 EA-07 EUR-12 NEA-10 OIC-02 ACDA-07
/122 W

-----181542 095690 /42

O R 181438Z FEB 77

FM USMISSION GENEVA

TO SECSTATE WASHDC IMMEDIATE 5317

INFO USMISSION USUN

LIMITED OFFICIAL USE SECTION 1 OF 2 GENEVA 1209

EO 11652: NA

TAGS: UN, SHUM

SUBJ: HUMAN RIGHTS COMMISSION: ITEM 7, ECONOMIC, SOCIAL AND
CULTURAL RIGHTS

REF: GENEVA 1153

1. FOLLOWING IN THE LAST PARA IS THE REVISED
TEXT OF THE IRANIAN DRAFT RESOLUTION PREVIOUSLY
TRANSMITTED REFTEL. THIS TEXT WAS TABLED TODAY,
FEB 18, AND WILL PROBABLY BE FORMALLY INTRODUCED
AND PUT TO VOTE MONDAY, FEB 21. THE FOLLOWING ARE
CO-SPONSORS OF THE RES: AUSTRALIA, CUBA,
EGYPT, INDIA, IRAN, JORDAN, PAKISTAN, PERU, SENEGAL,
SWEDEN AND SYRIA.

2. DEPT WILL NOTE THAT THERE ARE CHANGES IN
PREAMBULAR PARAGRAPHS 7 AND 8 AND IN OPERATIVE PARAGRAPH

1. IN ADDITION, THERE ARE NEW OPERATIVE PARAGRAPHS 4, 5
AND 6. MEMBERS OF THE WESTERN GROUP, INCLUDING USDEL
CONCENTRATED ON TRYING TO IMPROVE PREAMBULAR PARA-
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PAGE 02 GENEVA 01209 01 OF 02 181512Z

GRAPH 8 AND OPERATIVE PARA 1. WE BELIEVE
THAT THE CHANGED WORDING IN BOTH OF THESE PARAGRAPHS
RESTORES THE BALANCE BETWEEN ECONOMIC, SOCIAL AND
CULTURAL RIGHTS ON THE ONE HAND AND CIVIL AND POLITICAL
RIGHTS ON THE OTHER SO THAT THE RESOLUTION AVOIDS
STATING THAT THE FORMER ARE A PRECONDITION FOR
IMPLEMENTATION OF THE LATTER.

3. WHILE RECOGNIZING THAT PREAMBULAR PARAGRAPHS 5 AND 7 COULD BE IMPROVED, WE STRONGLY RECOMMEND THAT THE U.S. SUPPORT THIS DRAFT AND MAKE APPROPRIATE EXPLANATION OF VOTE. IN VIEW OF THE FACT THAT TWO MEMBERS OF THE WESTERN GROUP (AUSTRIA AND SWEDEN) ARE CO-SPONSORING THIS RESOLUTION, WE DON'T BELIEVE THAT THERE WILL BE ANY NEGATIVE VOTES. WE PLAN TO CONSULT WITH THE UK, CANADA AND THE FRG AFTER THEY HAVE RECEIVED FORMAL INSTRUCTIONS BUT THE PREVAILING OPINION IS THAT THEY WILL PROBABLY GO ALONG WITH THE CONSENSUS WITH EXPLANATIONS OF VOTE.

4. DEPT INSTRUCTIONS REQUESTED.

5. BEGIN TEXT

ITEM 7

THE COMMISSION ON HUMAN RIGHTS

GUIDED BY THE CHARTER OF THE UNITED NATIONS AND IN PARTICULAR ITS ARTICLES 55 AND 56,
RECALLING ITS RESOLUTION 2 (XXXI) WHICH DECIDED TO INSCRIBE ON ITS AGENDA THE ITEM "QUESTION OF THE REALIZATION OF THE ECONOMIC, SOCIAL AND CULTURAL RIGHTS CONTAINED IN THE UNIVERSAL DECLARATION OF HUMAN RIGHTS AND IN THE INTERNATIONAL COVENANT ON ECONOMIC, SOCIAL AND CULTURAL RIGHTS, AND STUDY OF SPECIAL PROBLEMS RELATING TO HUMAN RIGHTS IN DEVELOPING COUNTRIES" AS A STANDING ITEM WITH HIGH LIMITED OFFICIAL USE

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PAGE 03 GENEVA 01209 01 OF 02 181512Z

PRIORITY,
RECALLING FURTHER GENERAL ASSEMBLY RESOLUTIONS 2542 (XXIV) OF 11 DEC 1969, CONTAINING THE DECLARATION ON SOCIAL PROGRESS AND DEVELOPMENT AND 31/84 OF 13 DEC 1976 ON THE WORLD SOCIAL SITUATION, TAKING INTO ACCOUNT THE PROVISIONS OF THE DECLARATION AND THE PROGRAMME OF ACTION ON THE ESTABLISHMENT OF THE NEW INTERNATIONAL ECONOMIC ORDER AND THE CHARTER OF THE ECONOMIC RIGHTS AND DUTIES OF STATES, ADOPTED BY THE GENERAL ASSEMBLY IN ITS RESOLUTIONS 3201 (S-VI), 3202 (S-VI) OF 1 MAY 1974 AND RES 3281 (XXIX) OF 12 DEC 1974, AS WELL AS RES 3362(S-VII) OF 16 SEPT 1975 ON DEVELOPMENT AND INTERNATIONAL ECONOMIC CO-OPERATION,
RECOGNIZING THAT THE PERSISTANCE OF COLONIALISM, AGGRESSION AND THREATS AGAINST NATIONAL SOVEREIGNTY, NATIONAL UNITY AND TERRITORIAL INTEGRITY, OF FOREIGN OCCUPATION, APARTHEID AND ALL FORMS OF DISCRIMINATION AND DOMINATION, AS WELL AS THE REFUSAL TO RECOGNIZE THE FUNDAMENTAL RIGHT OF EVERY NATION TO EXERCISE FULL SOVEREIGNTY OVER ITS NATIONAL WEALTH AND RESOURCES INTER ALIA CONSTITUTE ESSENTIAL OBSTACLES IN THE FULL REALIZATION OF THE ECONOMIC, SOCIAL AND CULTURAL RIGHTS,

CONCERNED ABOUT THE INCREASING DISPARITY OF LIVING CONDITIONS AND INCOME LEVELS BETWEEN THE DEVELOPED AND THE DEVELOPING COUNTRIES, AND CONVINCED THAT IT IS THE DUTY OF THE INTERNATIONAL COMMUNITY TO CONTRIBUTE TO PUTTING AN END TO THIS DISPARITY, CONVINCED THAT THE RESOURCES THAT COULD BE RELEASED AS A RESULT OF ACHIEVING MEASURES LEADING TO GENERAL AND COMPLETE DISARMAMENT ARE OF SIGNIFICANT IMPORTANCE IN SECURING ECONOMIC AND SOCIAL DEVELOPMENT AND, CONSEQUENTLY, THE FULL IMPLEMENTATION OF ECONOMIC, SOCIAL AND CULTURAL RIGHTS, ESPECIALLY IN DEVELOPING COUNTRIES, CONSIDERING THAT DUE TO THE INTERDEPENDENCE OF ALL HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS, THE FULL IMPLEMENTATION OF ECONOMIC, SOCIAL AND CULTURAL RIGHTS IS OF CRUCIAL IMPORTANCE FOR THE REAL AND MEANINGFUL ENJOYMENT OF CIVIL AND POLITICAL RIGHTS,

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PAGE 01 GENEVA 01209 02 OF 02 181520Z
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LIMITED OFFICIAL USE SECTION 2 OF 2 GENEVA 1209

NOTING THE IMPORTANCE OF THE PROVISIONS OF THE INTERNATIONAL COVENANT ON ECONOMIC, SOCIAL AND CULTURAL RIGHTS AND ITS ENTRY INTO FORCE, BEARING IN MIND THE REPORT OF THE SPECIAL RAPPORTEUR ON THE "IMPLEMENTATION OF ECONOMIC, SOCIAL AND CULTURAL RIGHTS: PROBLEMS, POLICIES, PROGRESS" - &&&&
1. STRESSES THE RESPONSIBILITY AND DUTY OF ALL MEMBERS OF THE INTERNATIONAL COMMUNITY TO CREATE THE NECESSARY CONDITIONS FOR THE FULL REALIZATION OF ECONOMIC, SOCIAL AND CULTURAL RIGHTS AS AN ESSENTIAL WAY TO ENSURE THE REAL AND MEANINGFUL ENJOYMENT OF CIVIL AND POLITICAL RIGHTS,
2. CALLS UPON ALL STATES TO TAKE PROMPT AND EFFECTIVE MEASURES, BOTH ON THE NATIONAL AND INTERNATIONAL LEVELS, TO REMOVE ALL

OBSTACLES TO THE FULL REALIZATION OF ECONOMIC, SOCIAL AND CULTURAL RIGHTS AND TO PROMOTE ALL ACTIONS THAT WILL SECURE THE ENJOYMENT OF THE SAID RIGHTS,

3. DECIDES THAT THE CONCEPTS CONTAINED IN THE PRESENT RESOLUTION WILL GUIDE ITS FUTURE WORK ON THIS ITEM AND, ACCORDINGLY, TO PAY SPECIAL ATTENTION TO THE CONSIDERATION OF THE OBSTACLES HINDERING THE FULL REALIZATION OF THE ECONOMIC, SOCIAL AND CULTURAL RIGHTS, AS WELL AS OF THE ACTIONS TAKEN ON THE NATIONAL AND INTERNATIONAL LIMITED OFFICIAL USE

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PAGE 02 GENEVA 01209 02 OF 02 181520Z

LEVELS TO SECURE THE ENJOYMENT OF SAID RIGHTS, PARTICULARLY IN THE DEVELOPING COUNTRIES,

4. RECOMMENDS TO THE ECONOMIC AND SOCIAL COUNCIL TO REQUEST THE GENERAL ASSEMBLY TO INVITE UNESCO, IN CO-OPERATION WITH OTHER COMPETENT SPECIALIZED AGENCIES, TO UNDERTAKE A STUDY ON THE SUBJECT "THE INTERNATIONAL DIMENSIONS OF THE RIGHT TO DEVELOPMENT AS A HUMAN RIGHT IN ITS RELATIONS WITH OTHER HUMAN RIGHTS BASED ON INTERNATIONAL COOPERATION, INTER ALIA THE RIGHT TO PEACE, TAKING INTO ACCOUNT THE REQUIREMENTS OF THE NEW INTERNATIONAL ECONOMIC ORDER AND THE FUNDAMENTAL HUMAN NEEDS"; AND TO MAKE THIS STUDY AVAILABLE FOR CONSIDERATION BY THE COMMISSION ON HUMAN RIGHTS AT ITS 35TH SESSION,

5. REQUESTS THE SECRETARY-GENERAL TO BRING THIS RESOLUTION TO THE ATTENTION OF THE COMPETENT ECONOMIC ORGANS OF THE UNITED NATIONS AND TO ASK THEIR VIEWS AND COMMENTS IN ORDER TO TRANSMIT THEM TO THE NEXT SESSION OF THE COMMISSION ON HUMAN RIGHTS.

6. REQUESTS THE SECRETARY-GENERAL TO STUDY MEANS OF UPDATING THE REPORT OF THE SPECIAL RAPPOREUR (THE GANJI REPORT) CONTAINED IN DOCUMENT E/CN.4/1008/REV.1, AND TO GIVE THEIR RECOMMENDATION IN THIS REGARD TO THE 34TH SESSION OF THE HUMAN RIGHTS COMMISSION.

&&&& 1/E/CN.4/1108/REV.1 AND E/CN.4/1131/REV.1. END TEXT
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